

DOCKET NO: 243447US8

IN THE UNITED STATES PATENT & TRADEMARK OFFICE

IN RE APPLICATION OF :
SUNG UK MOON, ET AL. : EXAMINER: VO, NGUYEN THANH
SERIAL NO: 10/675,959 :
FILED: OCTOBER 2, 2003 : GROUP ART UNIT: 2618
FOR: COMMUNICATION SYSTEM, :
SIGNAL RECEIVING DEVICE, SIGNAL
TRANSMITTING DEVICE, AND
COMMUNICATION METHOD

COMMENTS ON STATEMENT OF REASONS FOR ALLOWANCE

COMMISSIONER FOR PATENTS
ALEXANDRIA, VIRGINIA 22313

SIR:

Applicants acknowledge with appreciation the indication of allowability of the claimed invention. In response to the Examiner's Statement of Reasons for Allowance in the Notice of Allowance of August 27, 2007, Applicants respectfully submit the following comments.

The Notice of Allowance for the above-identified application for patent, in section 1 on page 2, states:

More specifically, in claim 2 the limitation 'a selection unit configured to **select** one or more of the receiving buffer size of the signal receiving device, the calculating capability of the signal receiving device, and the propagating environment of the signal receiving device, for selecting the identified data layers' requires the presence of all three (i) receiving buffer size of the signal receiving device, (ii) calculating capability of the signal receiving device, and (iii) the propagating environment of the signal receiving device in the claim.
(emphasis in original)

However, it is respectfully noted that Claim 2 does not include all of the elements recited above. For example, Claim 2 does not recite "requires the presence of all three." Accordingly, it is respectfully submitted that the above-quoted statement does not apply to Claim 2.

The Notice of Allowance for the above-identified application for patent, in section 1 on page 2, states:

In claim 4 the limitation 'a selection unit configured to select at least one of the number of multiplexed codes, the coding unit of error correction codes, and the information block number, for dividing the data to be transmitted into a plurality of layers' requires the presence of all three (i) the number of multiplexed codes, (ii) the coding unit of error correction codes, and (iii) the information block number in the claim. (emphasis in original)

However, it is respectfully noted that Claim 4 does not include all of the elements recited above. For example, Claim 4 does not recite "requires the presence of all three." Accordingly, it is respectfully submitted that the above-quoted statement does not apply to Claim 4.

Respectfully submitted,

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SERIAL NUMBER: 10/675,959

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FILED: October 2, 2003

EXAMINER: VO, NGUYEN THANH

FOR: COMMUNICATION SYSTEM, SIGNAL RECEIVING DEVICE, SIGNAL
TRANSMITTING DEVICE, AND COMMUNICATION METHOD

REQUEST TO CORRECT TITLE OF INVENTION

MAIL STOP ISSUE FEE
COMMISSIONER FOR PATENTS
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ALEXANDRIA, VA 22313-1450

SIR:

In the matter of the above-identified application for patent, we hereby request
correction of your records to reflect the correct title of the invention. The title of the
invention should read as follows: COMMUNICATION SYSTEM, SIGNAL **RECEIVING**
DEVICE, SIGNAL TRANSMITTING DEVICE, AND COMMUNICATION METHOD

Respectfully Submitted,

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